No. 08A1096

In the Supreme Court of the United States

INDIANA STATE POLICE PENSION TRUST, ET AL.,

Applicants,

v.

CHRYSLER LLC, ET AL.,

Respondents.

SUPPLEMENTAL STATEMENT IN SUPPORT OF STAY APPLICATION

To the Honorable Ruth Bader Ginsburg, Associate Justice of the Supreme Court of the United States and Circuit Justice of the United States Court of Appeals for the Second Circuit:

The Indiana State Teachers Retirement Fund, Indiana State Police Pension Trust, and the Indiana Major Moves Construction Fund (collectively, the "Indiana Pensioners") respectfully supplement their Application for an immediate stay, filed on June 6 (the "Application"), in order to bring to the Court's attention information bearing on the Application and this Court's Order of June 8, extending the stay in this matter pending further order of Justice Ginsburg or the Court.

The Debtors (and the United States) have advanced the position throughout this case, including in its papers filed with this Court, that the section 363 Sale at issue here had to close before June 15 or Fiat would exercise its right to withdraw and the entire transaction would collapse. The courts below relied on such arguments and testimony in moving this case forward at an unprecedented pace.

In responding to the news of this Court's temporary stay, Sergio Marchionne, the CEO of Fiat, was quoted as follows:

> "'We would never walk away,' Marchionne said in response to a question about whether Fiat would pull out of the deal if it isn't completed by the June 15 deadline. 'Never.'" Rather, Marchionne said that "We should just be patient and let the system work."

See "Fiat Will 'Never' Walk Away from Chrysler, CEO Says."[1]

Whether or not the arguments and testimony were ever true, the Indiana Pensioners respectfully submit that the risk of termination by Fiat if the transaction does not close by June 15 no longer provides a basis for driving the timing of these proceedings.

Respectfully submitted,

/s/ Thomas M. Fisher

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Dated: June 9, 2009

[1] http://www.bloomberg.com/apps/news?pid=20601087&sid=aS_6UlyCqJdmA

No. 08A1096

In the Supreme Court of the United States

In re Chrysler LLC, Debtor

INDIANA STATE POLICE PENSION TRUST, ET AL.,

Petitioners,

v.

CHRYSLER LLC, ET AL.,

Respondents.

CERTIFICATE OF SERVICE FOR SUPPLEMENTAL STATEMENT IN SUPPORT OF STAY APPLICATION

I hereby certify that on June 9, 2009, true and complete copies of the Supplemental Statement in Support of Stay Application were served upon counsel for all parties by mailing same by First-Class U.S. Mail and electronic mail, to the following:

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